

# APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE STATE OF NEVADA HERETOFORE APPROPRIATED

Date of filing in State Engineer's Office..... AUG 5 1974

Returned to applicant for correction..... SEP 12 1974

Corrected application filed..... SEP 23 1974 Map filed..... SEP 23 1974 under 28575

The applicant..... Preferred Equities Corporation

325 Maryland Parkway..... of Las Vegas  
Street and No. or P.O. Box No. City or Town

Nevada 89101....., hereby make application for permission to change the  
State and Zip Code No.

Place of Use and Manner of Use

of water heretofore appropriated under..... Application and Permit No. 17721

(Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and identify right in Decree.)

1. The source of water is..... underground source  
Name of stream, lake or other source.
2. The amount of water to be changed..... 2.45 cfs  
Second feet, acre feet.
3. The water to be used for..... quasi-municipal  
If for stock state number and kind of animals.
4. The water heretofore used for..... irrigation and domestic purposes  
If for stock state number and kind of animals.
5. The water is to be diverted at the following point..... SW $\frac{1}{4}$  NE $\frac{1}{4}$  of Section 9; T.19S., R.53E.,  
M.D.B.&M. NW corner of said Section 9 bears North 58° 52' 20" West  
Describe as being within a 40-acre subdivision of public survey and by course and distance to a section corner. If on unsurveyed land, it should be  
a distance of 3208.51 feet  
stated.

6. The existing point of diversion is located within.....

If point of diversion is not changed, do not answer.

7. Proposed place of use..... E $\frac{1}{2}$  SE $\frac{1}{4}$  of Section 7; S $\frac{1}{2}$  SE $\frac{1}{4}$  NW $\frac{1}{4}$  and the S $\frac{1}{2}$  of Section  
Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.  
8; Section 9; SW $\frac{1}{4}$  NW $\frac{1}{4}$  and SW $\frac{1}{4}$  of Section 10; NW $\frac{1}{4}$  of Section 16; N $\frac{1}{2}$   
of Section 17 and the N $\frac{1}{2}$  NE $\frac{1}{4}$  of Section 18 all in Township 19 South,  
Range 53 East, M.D.B.&M., Nye County, Nevada
8. Existing place of use..... 160.96 acres within the SW $\frac{1}{4}$  NE $\frac{1}{4}$ , S $\frac{1}{2}$  NW $\frac{1}{4}$ , SE $\frac{1}{4}$ , N $\frac{1}{2}$  SW $\frac{1}{4}$ ,  
Describe by legal subdivisions. If presently used for irrigation, state number of acres irrigated.  
Section 9, T.19S., R.53E., M.D.B.&M.

9. Use will be from..... January 1st..... to..... December 31st..... of each year.  
Day and Month Day and Month

10. Use has been from..... March 1st..... to..... September 1st..... of each year.  
Day and Month Day and Month

11. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.)..... well, electric pump and approximately  
State manner in which water is to be diverted, whether by dam or other works,  
three miles of underground water line.  
whether through pipes, ditches, flumes, or other conduits.

12. Estimated cost of works \$15,000.00
13. Estimated time required to construct works five years
14. Estimated time required to complete the application of water to beneficial use seven years
15. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

Compared lo/lk jw/lk Applicant Preferred Equities Corporation  
By s/ Richard J. Baughman  
Richard J. Baughman Agent  
2325 W. Charleston Blvd.  
Las Vegas, NV 89102  
APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the manner and place of use of the waters of an underground source as heretofore granted under Permit 17721 is issued subject to the terms and conditions imposed in said Permit 17721 and with the understanding that no other rights on the source will be affected by the change proposed herein. The well shall be equipped with a 2-inch opening and a totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of the water begins or before the proof of completion of work is filed. If the well is flowing, a valve must be installed and maintained to prevent waste. This source is located within an area designated by the State Engineer pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

See attached sheet.

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed 2.45 cubic feet per second but not to exceed 804.8 acre-feet annually.

Actual construction work shall begin on or before February 20, 1975  
Proof of commencement of work shall be filed before March 20, 1975  
Work must be prosecuted with reasonable diligence and be completed on or before February 20, 1975  
Proof of completion of work shall be filed before March 20, 1975  
Application of water to beneficial use shall be made on or before February 20, 1980  
Proof of the application of water to beneficial use shall be filed on or before March 20, 1980  
Map in support of proof of beneficial use shall be filed on or before March 20, 1980

Commencement of work filed APR 21 1975  
Completion of work filed APR 21 1975  
Proof of beneficial use filed  
Cultural map filed  
Certificate No. Issued  
Recorded Bk. Page

IN TESTIMONY WHEREOF, I, Roland D. Westergard,  
State Engineer of Nevada, have hereunto set my hand and the seal of  
my office, this 20th day of December,

A.D. 19 74

State Engineer



2407

45870

Terms: 28576

This permit is issued subject to the use applied for under this application and terminates the right to use for irrigation purposes. The period of use varies under Permits 28575 through 28580, inclusive, and the granting of this permit grants the right of use, for the entire year providing the total annual duty under the above referenced rights is not exceeded.

Further, this right to change the manner of use is issued on condition that any and/or all of the 4,942.00 acre-feet total annual duty granted that is not placed to a beneficial use will revert back to the source and not to the right being changed.

The combined total duty under this permit and Permits 28575, 28577, 28578, 28579 and 28580 is limited to 4,942.00 acre-feet of water annually.